

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

NATIONAL WILDLIFE FEDERATION,  
PUBLIC EMPLOYEES FOR  
ENVIRONMENTAL RESPONSIBILITY,

Plaintiff,

v.

FEDERAL EMERGENCY MANAGEMENT  
AGENCY,

Defendant,

And

NATIONAL ASSOCIATION OF HOME  
BUILDERS, et al.,

Intervenor-Defendant.

No. C03-2824Z

MINUTE ORDER

The following Minute Order is made by direction of the Court, the Honorable Thomas S. Zilly, United States District Judge:

(1) This case comes before the Court on the plaintiffs' motion to set a schedule for the completion of defendant Federal Emergency Management Agency's ("FEMA's") Endangered Species Act consultation with the National Marine Fisheries Service ("NMFS"), docket no. 56. The Court has reviewed FEMA's January 14, 2005 status report, docket nos. 52 and 53, and finds FEMA's proposed schedule for completion of the consultation reasonable. At present, the plaintiffs have not presented the Court with any indication that FEMA will not comply with this proposed schedule. The Court notes, however, that it has retained jurisdiction to ensure FEMA complies with its obligations to consult with the NMFS. See Order, docket no. 49. The Court DENIES plaintiffs' motion to set a schedule for the completion of consultation, docket no. 56, without prejudice.

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2 (2) The Clerk is directed to send a copy of this Minute Order to all counsel of  
3 record.

4 Filed and entered this 15th day of April, 2005.

5 BRUCE RIFKIN, Clerk

6 s/ Casey Condon

7 By \_\_\_\_\_  
8 Casey Condon  
9 Deputy Clerk  
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